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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1653

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Electron
PATENT

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Applicant: F. Haviv, et al.

Serial No.: 09/718,591

Filed: November 22, 2000

For: PEPTIDES HAVING
ANTIANGIOGENIC ACTIVITY

Case No.: 6633.US.O2

Examiner: David Lukton

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RESPONSE TO RESTRICTION REQUIREMENT

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Director of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

This communication is responsive to the Restriction Requirement dated September 27, 2002, having a period of response through February 27, 2003, pursuant to a four (4) month extension of time under 37 C.F.R. §§ 1.136(a).

The Examiner has divided the claims into G1 and G2 subgenera.

Applicants hereby elect invention "1." in which G2 is Xaa₁ in which Xaa₁ can be whatever the claims permit, provided that G1 is excluded. Applicants also hereby elect Example 1 as a species for search purposes. This example is found on pages 32-34 of the specification and is recited generically in claims 1-25 and 27 and as a species in claim 30. Applicants respectfully submit that EXAMPLE 1 is not recited in claim 29.

For the Examiner's convenience, the name of the compound is shown below.

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EXAMPLE 1

N-Ac-Sar-Gly-Lys(Ac)-D-Leu-Thr-Nva-Ile-Arg-Pro-NHEt

This species is the compound of claim 1, in which Xaa₁ is R¹(CH₂)_n-C(O)-, in which R¹ is C₁-alkyl and n is zero; Xaa₂ is sarcosyl; Xaa₃ is glycyl; Xaa₄ is lysyl(N-epsilon-acetyl); Xaa₅ is D-leucyl; Xaa₆ is threonyl; Xaa₇ is norvalyl; Xaa₈ is isoleucyl; Xaa₉ is arginyl; Xaa₁₀ is prolyl; and Xaa₁₁ is -NH-(CH₂)_s-CH(R³)(R⁴), in which s is one and R³ and R⁴ are hydrogen.

Amendment of the claims to reflect the election is deferred until examination on the merits.



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Respectfully submitted,
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